IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 403 OF 2005

IN

FIRST APPEAL NO. 86 OF 1998

BALKRISHNA GOVIND RAUT DESAI AND ANR., ...Applicants

Versus

SPECIAL LAND ACQUISITION OFFICER(SIP),MARGAO GOA AND ANR., ...Respondents

Ms.Shreya Naik, Advocate for the Applicants.
Mr. H.R. Bharne, Government Advocate for the Respondents.

Coram:- R. M. LODHA, J.

Date:- 5th October, 2005

P.C.:

Heard.

The parties accept the Report dated 28.9.2005 submitted by the Registrar of this Court. As per this Report the compensation payable to claimant Balkrishna is Rs.1,19,579.00 while the compensation payable to claimant Dattu is Rs.59,790.00. Before this Court the appellants namely the Special Land Acquisition Officer and the Executive Engineer had deposited a sum of Rs.1,70,270.00. The total amount that is payable to the claimants is Rs.1,79,369.00. In this view of the matter, the prayer of the applicants to withdraw the amount of Rs.1,70,270,00 deserves to be accepted. As regards shortfall of Rs.9,099.00 Mr. H.R. Bharne, Government Advocate prays for reasonable time for depositing the same in this Court.

Misc. Civil Application is accordingly disposed of by the following Order :-

(i) The claimants - Applicants are permitted to withdraw the amount of Rs.1,70,270.00.

(ii) Four weeks time is granted to the Special Land Acquisition Officer (SIP), Margao, Goa and the Executive Engineer, Works Division XIII, to deposit a further sum of Rs.9,099.00.

(iii) The claimants hall be entitled to withdraw the said amount of Rs.9,099/- after the same is deposited by the aforesaid authorities.

R. M. LODHA, J.

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